



# G-Bar News

Winter 2016

*A Publication of the Greenville County Bar*

President Jeanne Howard	President-Elect Bill Wilson	Secretary Jennifer Howe	Treasurer Kirby Mitchell	Editor Reid Sherard
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## PRESIDENT'S ARTICLE

Jeanne Howard

Greenville is happening – and so is the Greenville Bar Association. The VisitGreenville website lists numerous current accolades awarded to our city including, “The South’s Tastiest Town” - *Southern Living*, “Top 10 Places in the US You Absolutely Have to Visit in 2015” - MSN Travel, “Falls Park on the Reedy: Top 10 U.S. Park” - Trip Advisor, “5<sup>th</sup> Best U.S. Cycling Town” - USA Today, “Top 5 Best Places to Retire” - AARP, “Favorite Unexpected Vacation Destination” - *O, The Oprah Magazine*, and “Greenville, SC: #7 Best in the US 2015” - Lonely Planet.



Not only is Greenville a destination city we have one of the best bar associations in the country. The Greenville Bar is 1100 members strong, with talented members practicing in all areas of the law. For the first time in history, we now boast two members of the South Carolina Supreme Court. We are proud to claim Justices Kittredge and Few as members of the Greenville Bar. Everyday our strong leaders and mentors remind us of the benefits of hard work and generosity of lending a hand. What the publications have failed to recognize is the strength, talent, wisdom and congeniality of the Greenville Bar.

I would like to thank Travis Olmert who led us in an outstanding 2015. From the wonderful CLE, to a fabulous Christmas party and the unveiling of Dr. Judy Bainbridge’s *History of the Greenville County Bar* we were in good hands under his leadership. After a brief sabbatical, we are thrilled to welcome back Melinda Davidson as our executive coordinator.

We are off to a running start with a record breaking turnout at our “Year End CLE” held on February 12. Thanks to Lance Crick for organizing a great CLE and our speakers for informative presentations. We also welcome to the executive committee new members Stinson Ferguson and Katie Lyall, membership committee chairs, and Chris Schoen, chairing the technology committee. A list of the members comprising the executive commit-

*Continued on page 2)*

www.greenvillecountybar.org  
Melinda@greenvillecountybar.org  
(864) 757-1550

### Upcoming Events

- March 22: Spring Luncheon
- May 3: Family Night at the Zoo
- December 13: Christmas Party

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## President's Article Cont.

tee, including the committee chairs, is attached. If you have an interest in getting involved, please contact anyone on the list. Also, please let me know if you have any questions, concerns or suggestions. I look forward to the honor of serving as your 2016 president with the hope that I can serve as graciously and competently as the tremendous leadership we have had in the past. Let's work together to make 2016 a happening year.

### March Luncheon

**Speaker:**  
**Dr. Elizabeth Davis**  
**Furman University President**

**March 22, 2016– Noon**  
**Poinsett Club**

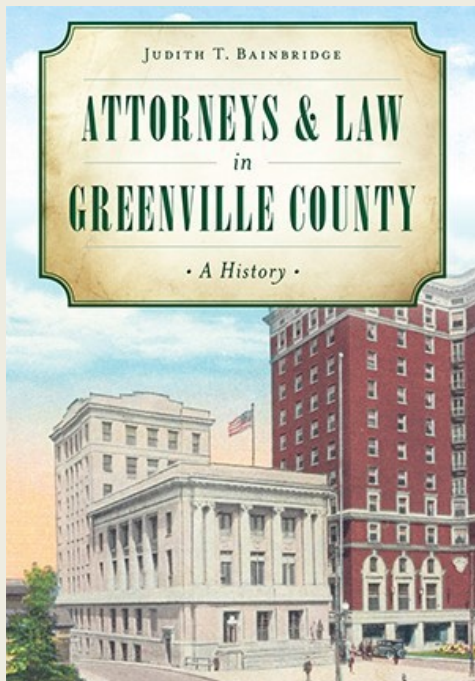
**\$10 per person**

**RSVP by noon on March 18 to**  
**[melinda@greenvillecountybar.org](mailto:melinda@greenvillecountybar.org)**

The Greenville County Bar Association is pleased to offer copies of  
*Attorneys & Law in Greenville County: A History*

by Judith T. Bainbridge

at the exclusive GCBA price of \$25.00 (retail \$34.99).



**\*\*To reserve copies & pay by CHECK:**

Please email [Melinda@greenvillecountybar.org](mailto:Melinda@greenvillecountybar.org) to request your copies, and mail payment to Greenville County Bar, PO Box 10145, Greenville, SC 29603. (Price is \$25 total per book.)

**\*\*To reserve copies & pay online by CREDIT CARD:**

Please follow the instructions on our website:  
[http://www.greenvillecountybar.org/history\\_book.asp](http://www.greenvillecountybar.org/history_book.asp)

**\*\*Where to pick up your order:**

You will receive email confirmation once your order is processed & ready for pick up. Pick-up location options:

—Wyche, P.A. (44 E Camperdown Way, Greenville, SC 29601)

—Carter, Smith, Merriam, Rogers & Traxler, P.A. (900 East North St., Greenville, SC 29601).

Please contact [Melinda@greenvillecountybar.org](mailto:Melinda@greenvillecountybar.org) with questions.

Books must be reserved prior to pick up.

*Please note that quantities from the first printing are limited. Requests will be honored on a first come, first served basis.*

# 2016 Executive Committee

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**President:**

E. Jean "Jeanne" Howard  
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[Powers@price-law-firm.com](mailto:Powers@price-law-firm.com)

**Law Week Committee****Chairperson:**

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Katie Lyall

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**Client Relations Committee****Chairperson:**

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**Caring Committee Chairperson:**

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[tahorton@mindspring.com](mailto:tahorton@mindspring.com)

**Memorial Service Committee****Chairperson:**

Courtney C. Atkinson  
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**Young Lawyers Representative:**

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[Wendy.n.griffith@gmail.com](mailto:Wendy.n.griffith@gmail.com)

**Nominating & Tommy Thomason Award Committee Chairperson**

Travis V. Olmert  
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**Technology Committee****Chairperson:**

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**Executive Coordinator**

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You can follow the Greenville County Bar  
on Twitter and Instagram  
[@GvilleBarAssoc](https://www.instagram.com/GvilleBarAssoc)



# Announcements

**Davis, Snyder & Williford, P.A.** is pleased to announce that **Collie W. "Trip" Lehn, Jr.** has been named a partner in the firm, now known as **Davis, Snyder, Williford & Lehn, P.A.** Mr. Lehn focuses his practice on medical malpractice defense, including wrongful death actions and other high-exposure cases. Mr. Lehn also has broad experience in employment law and business litigation. He is a graduate of Furman University, Reformed Theological Seminary, Yale University Divinity School, and the University of Georgia School of Law.

**Gallivan, White & Boyd, P.A.** is pleased to announce that **Jared Pretulak** of their Greenville office has been elected as partner by the firm's shareholders. Described as a passionate attorney, Jared Pretulak has successfully defended and resolved numerous workers' compensation matters for clients. He regularly appears before the South Carolina Workers' Compensation Commission and Full Commission and has made appearances in the South Carolina Circuit Courts and the South Carolina Court of Appeals. While litigation oriented, Pretulak's practice is also focused on alternative dispute resolution. He is certified as a mediator by the South Carolina Board of Arbitrator and Mediator Certification.

**William S. Brown** of **Nelson Mullins Riley & Scarborough** was recently named President of **The South Carolina Defense Trial Attorneys' Association (SCDTAA)**. The purpose of the SCDTAA is to promote justice, professionalism and

integrity in the civil justice system by bringing together South Carolina attorneys dedicated to the defense of civil actions.

**Ashley Cuttino**, a shareholder in the Greenville office of **Ogletree Deakins**, was chosen as an honoree for the South Carolina Lawyers Weekly 2016 South Carolina Leadership in Law awards. The South Carolina Leadership in Law awards recognize legal professionals from across the Palmetto State, who have achieved success in their law practice, made contributions to society and have had an impact on the legal industry.

**Smith Moore Leatherwood LLP** attorney **Joseph W. Rohe** recently passed the U.S. Customs and Border Protection (CBP) exam and obtained his license as a U.S. Customs Broker. Rohe practices with the firm's Transportation Industry and Litigation Groups. Rohe received his bachelor's degree from The Citadel and dual law degrees from the University of Durham School of Law in Durham, England and the Charleston School of Law. His professional affiliations include the American Bar Association, the South Carolina Bar Association, State Bar of Georgia, Transportation Lawyers Association and DRI (Voice of the Defense Bar). He is a member of the Board of Governors for the Commerce Club of Greenville and has served the United Way of Greenville as a member of the Young Philanthropists Council and a Loaned Executive.

**Elmore Goldsmith, P.A.** has announced that **Bryan P. Kelley** has been elected a shareholder of the firm effective as of January 1, 2016. Kelley joined the firm in 2009. He is licensed to practice in the federal and state courts of North and South Carolina. He represents general contractors, subcontractors, developers, owners and surety companies in construction and surety claims and disputes. He has served as a lecturer on a variety of construction industry topics for Carolinas Associated General Contractors. Bryan co-authored the defects chapter of the *South Carolina Construction Law Deskbook* published by the Construction Law Section of the South Carolina Bar and is a contributor to the *South Carolina Construction Law Update* published annually by Elmore Goldsmith. He was selected to Super Lawyers Magazine's "Rising Stars" list for construction litigation in 2014 and 2015.

**Willson Jones Carter & Baxley, P.A.** is pleased to announce that Robert L. Mebane and Katie M. Brown have joined the firm in the Greenville, SC office. Both practice in the area of liability litigation. (Katie M. Brown 864-672-3719 [kmbrown@wjlaw.net](mailto:kmbrown@wjlaw.net), Robert L. Mebane 864-672-3714 [rmebane@wjlaw.net](mailto:rmebane@wjlaw.net))

**Gallivan, White & Boyd, P.A.** is pleased to announce that attorney **Carson Bacon Penney** has joined the firm's

*(Continued on page 5)*

**WMG Mediation**

**William M. Grant, Jr.**  
Certified Mediator  
SC State and Federal Courts

Providing alternative  
dispute resolution services  
in Greenville County and  
throughout the upstate

P: (864) 438-1272 | C: (864) 630-8416  
Email: [wmg@wmgrantmediation.com](mailto:wmg@wmgrantmediation.com)

**[www.wmgrantmediation.com](http://www.wmgrantmediation.com)**



# Announcements, Cont.

Greenville, South Carolina, office. Penney will practice as a member of the firm's Business and Commercial Litigation Group and Workplace Practices Group. As a member of these groups, she will regularly represent clients in all phases of the litigation process in the state and federal court systems.



## Verdicts

Caption: Paula McAtee vs. Teri Nance  
Case No. 2014-CP-23-2294  
Attorney for Plaintiff: Jon Newlon  
Attorney for Defendant: Marc McGarr  
Cause of Action: Motor Vehicle Accident  
Verdict for the defendant

Caption: Harriett Sherman, Individually and as Personal Representative of the Estate of David Sherman, deceased vs. James Robert Monroe, Jr., MD, Palmetto Urology, P.A. d/b/a/Palmetto Greenville Urology and Bon Secours St. Francis Health System, Inc.  
Case No. 2014-CP-23-535  
Attorney for Plaintiffs: Joseph Wright, Jay Wright  
Attorneys for Defendants: Walker Barnes, Jamie Hood, Trey Suggs  
Cause of Action: Medical Malpractice  
Verdict for the Defendant

## Available Office Space

### For Rent: 522 N. Church St., DOWNTOWN GREENVILLE.

One story building with ample office space and parking conveniently located behind Bi-Lo Center. \$1300/month. Includes cleaning, utilities, telephone system with receptionist and conference rooms. Contact John Abdalla at 864-232-5444 or abdallalaw@yahoo.com for additional information.

**Offices for Lease in Historic District.** Three large offices available with large shared conference room, break room and reception area. Additional space available on 2nd level. Located on the corner of Williams and Pettigru St. Lease all or individually. Sizes range from 290-350 sq. ft. For information please call 864.350.3235, or 864.238.2894.

**Office Space Available on Main Street.** 2 Blocks from Courthouse. Established Law office seeking to lease extra offices. 250 SF office available with exterior windows, break room, copier/printer, and other amenities in Ivey Square Building at 200 North Main. Call John at 908-3900.

**Office space for rent.** Located 115 Broadus Avenue. Office space sufficient for two lawyers and staff, price and conditions negotiable. Please contact Herman E. Cox or Judy at 242-4711.

**408 N. CHURCH STREET.** Near Courthouse and adjoining Bon Secours Wellness Arena. Executive office (\$500.00) and available secretarial office (\$250.00), including utilities and janitorial. Shared areas include reception, furnished library/conference, bathrooms, and kitchenette. Also high-speed copier/fax/scanner, network encrypted server, high speed internet, some office furniture, and shared receptionist are available and negotiable. Call Steve Yacobi at 864-242-3271 or 864-414-6880 for more details or to arrange an inspection.

**Three (3) adjoining attorney offices available** with separate common partitioned work stations for (3) legal assistants; Lease includes receptionist, copy/fax/mailroom/break-room combination, utilities and tenant/client parking; Available with a minimum one (1) year lease: \$400 monthly. Shared space perfect for conference, discovery and/or mediation is accessible on a fee-based schedule. This Internet and Wi-Fi equipped office space is conveniently located near Family Court, Probate Court and County Square Offices in the historic West End District. Contact (864) 275-0070 or harric74@yahoo.com.

**Office space** with well-established downtown Greenville Firm available for lease. One office and one cubicle

*(Continued on page 11)*

# Furman University: Mock Trial Judges Needed

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## BELLTOWER NATIONAL CHAMPIONSHIP TOURNAMENT

**April 15–17, 2016**

Furman University campus  
and courthouses in downtown  
Greenville, South Carolina

We invite you to judge at the nation's  
premier collegiate mock trial tournament.

To register, visit [fuman.edu/mock-trial-judge](http://fuman.edu/mock-trial-judge)  
or contact Allsa Gyauch at 864.294.2479  
or [allsa.gyauch@furman.edu](mailto:allsa.gyauch@furman.edu)



 FURMAN

# From the Clerk of Court

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**To: Greenville County Attorneys**

**From: Paul B. Wickensimer, Clerk of Court**

**Re: Electronic Filing in Greenville County**

Electronic filing using the SC Courts E-Filing System will begin in Greenville on March 22, 2016. You may have participated in the February G-Bar CLE and saw the presentation by Jason Bobertz on February 12, 2016. You may also have attended the Greenville Kick-Off Meeting that was held on February 19, 2016. If you were unable to attend either of those presentations, there is still ample time to review all of the E-Filing resources available for information and training. Those resources are available at this web address: [www.sccourts.org/efiling](http://www.sccourts.org/efiling). We ask that you review specifically the E-Filing Policies and Guidelines and the Data Entry Standards for Lawyers.

On March 22, 2016 you will file documents electronically in cases that are in Greenville County, as well as the other counties in the 3<sup>rd</sup> Judicial District, even if the case has already been filed traditionally.

If you have questions or need help with Filing Assistance, we will be as helpful as we can. You can call Leanda King, Assistant Clerk of Court at 864-467-8550 or email at [lking@greenvillecounty.org](mailto:lking@greenvillecounty.org). Sandra Mansel, Manager of Civil Records, can be reached at 864-467-8748 or by email at [smansel@greenvillecounty.org](mailto:smansel@greenvillecounty.org).

We look forward to working with you.

# From the Judge Kinlaw

GREENVILLE COUNTY FAMILY COURT  
THIRTEENTH JUDICIAL CIRCUIT

FILED CLERK OF COURT  
GREENVILLE, S.C.

2016 FEB 23 PM 2 05

ADMINISTRATIVE ORDER

FAMILY COURT

WHEREAS, the use of cell phones, smart phones, personal digital assistants, pagers, laptops, recording devices, cameras, and other electronic equipment has increased dramatically; and

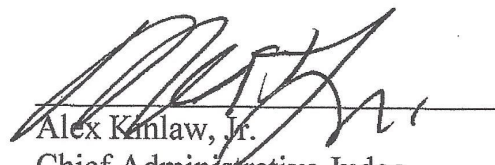
WHEREAS, the use of the said devices is increasingly being recognized as a distraction and as having no place in certain venues; therefore;

IT IS HEREBY ORDERED AND DECREED that effective April 1, 2016, no cell phones, smart phones, personal digital assistants, pagers, laptops, recording devices, cameras or other electronic equipment will be allowed in any Greenville County, South Carolina Family Court courtroom. This order applies to attorneys, litigants, witnesses, guardians ad litem, and members of the general public. Any attorney, litigant, witness, guardian ad litem or member of the general public desiring to enter any courtroom in possession of any of the said items must have the prior consent of the presiding judge. Neither court personnel nor security will be responsible for maintaining possession of said items for those entering any courtroom.

Violation of the terms of this Order may result in the confiscation of the equipment and the violator may be held in contempt of court and subject to sanctions.

IT IS SO ORDERED.

2/23, 2016  
Greenville, South Carolina

  
Alex Kinlaw, Jr.  
Chief Administrative Judge  
Thirteenth Judicial Circuit



## FAMILY COURT LIAISON COMMITTEE REPORT

January 29, 2016

Attention Attorneys: Some reminders now that Judge Kinlaw the new Administrative Judge:

1. Be advised that any request for a continuance made *prior to* the week of the actual hearing date must be submitted to the Administrative Judge, while any request made *during* the the week of the actual hearing date must be sent directly to the Judge scheduled to preside. If the Administrative Judge denies the request, it should not be re-attempted to the Judge scheduled to preside.
2. If you are requesting a Continuance, please set forth in a letter or in the Motion the following information:
  - A. The names and contact information (fax number especially) of all attorneys, the GAL and the parties and who represents whom.
  - B. Please state who requested the hearing; the date and time of the hearing, the length of the hearing, the nature of the hearing, the date of filing and the docket number.
  - C. In as much detail as possible, the reason for the continuance and the opposing side's and/or GAL's position on the Continuance or use the convenient fill-in-the-blank continuance request form that provides all necessary information that was provided earlier under Judge Robertson's term as administrative judge.
3. Please do not e-mail or fax an Order to a Judge. Please just send a hardcopy to the Judge for signature by mail or hand-delivery.
4. Please be advised within the next 30 days, a new electronics policy regarding the use of cell phones and lap tops and recording devices in the Family Court will be forthcoming.
5. Please send general requests for protection to docket. If you need protection from a scheduled hearing, please send to administrative judge or trial judge as needed.
6. Please be advised that when you request an Order of Protection you will need to state whether or not any motions, hearings etc.. have been set for that time already. If so, your Order of Protection does not protect you from hearings already set. You will need to ask for a separate Continuance as to those matters.
7. Please attach the Verification of Opposing Counsel Form or a cover letter to all Orders indicating that the Order has been circulated properly and all parties or the attorneys consent or the reasons why they have not consented.
8. All Motions to be Relieved as Counsel shall be sent to the Administrative Judge only. Please do not send these in as general requests to the other judges.
9. Please be advised that Motions to Restore have to be filed with a \$25.00 fee and sent to the Administrative judge for review.



Join the Greenville County  
Bar on Facebook—  
[www.facebook.com/groups/gvillebarassoc](http://www.facebook.com/groups/gvillebarassoc)

### **Atkinson Appraisals** **(864) 304-6769**

Over 23 years of experience  
as a State Certified Residential Real Estate Appraiser.

Experienced expert witness,  
testifying in Family, Probate & Circuit Court.



City of Travelers Rest  
MUNICIPAL COURT

February 25, 2016

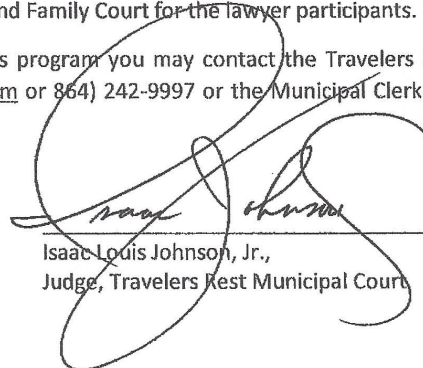
RE: Credit for Representation of Indigents in Travelers Rest Municipal Court

Members of the Greenville County Bar Association;

You may be familiar with the municipal court *proviso* in FY 2015-2016 State Budget Bill. While municipalities provide significant funding for the Office of Indigent Defense through state-mandated surcharges and assessments, the General Assembly included a *proviso* in this year's annual budget that prohibits circuit public defenders from representing indigent defendants in municipal court unless the court and the public defender's office have an agreement for services to include supplemental funding by the City. In the absence of having a budget for such expenditures the City of Travelers Rest is seeking attorneys willing to participate in a rotating list of *pro bono* volunteers to represent qualified indigent defendants. Court records indicate approximately 5-10 defendants a year may request appointment.

Benefits to lawyer participants in the *Pro Bono* Program are credits for such appointments through the South Carolina Bar Association, S.C. Bar Malpractice Insurance Coverage for each appointment, possible Rule 608 SCACR credit, and exposure of you and your law practice to members of the public in the Travelers Rest area. A majority of appointments will likely be guilty pleas and the City of Travelers Rest dockets are relatively current which will limit appointments to less than a few months in most cases. The City Prosecutor and the Clerk of Municipal Court will also work with the lawyer participants to make their representation as efficient and convenient as possible. The City is also in discussions with the Greenville County Clerk of Court about obtaining Rule 608 SCACR credit against appointments in General Sessions, Common Pleas and Family Court for the lawyer participants.

If you are interested in participating in this program you may contact the Travelers Rest City Attorney Robbie Childs at [Robert@LawyerChilds.com](mailto:Robert@LawyerChilds.com) or (864) 242-9997 or the Municipal Clerk of Court Shirley Burnette at (864) 834-1630



Isaac Louis Johnson, Jr.,  
Judge, Travelers Rest Municipal Court

# Available Office Space, Cont.

available. Firm provides receptionist assistance, conference rooms, etc. Also, potential fee sharing opportunities available. Please contact Jeanne at 864-242-6200.

**Office space for rent.** Located a few blocks from the Greenville Drive Stadium. 240SF office with built in book shelf. \$400 per month. Recently updated, shared conference room, ground floor, convenient on site parking. Utilities, Internet and parking are included. Please call 232-2776.

**For Lease- Single office or larger space available.** Conveniently located at 223 W. Stone Ave. Up to 1000 Sq ft. of updated space available. \$400-\$2,500/mo., depending on space needed. Newly painted interior and exterior, hardwood floors and 4 large offices plus 5 secretary spaces, furnished with desks/work spaces. Includes access to two nicely appointed shared conference rooms (with video conferencing and speaker phones), shared reception area, kitchen and shower. Includes all utilities except phone. Wireless internet. Great tenant and client parking. Please call Paul Hammack or Tonya Mills at 864-326-3333.

**Office Space for Lease** – Greenville: Beautiful office space available on Wade Hampton Boulevard near downtown Greenville. Office space includes a large conference room, lobby with a receptionist, and kitchen. Offices available are: one 168 sq. ft. office with closet and private bathroom for \$800/mo and one 56 sq. ft. office (perfect for an assistant/paralegal) for \$200/mo. Both can be combined for \$900/mo. Both come fully furnished with paid use of full-service copier. Please call Susan or Laura at (864) 268-0570.

**Office Space Available:** 27 Cleveland St., DOWNTOWN GREENVILLE. Located across from the Greenville Chamber of Commerce. Only steps away from Cleveland Park and one block from Falls Park. Utilities, cleaning, and on-site parking included. ±1,500 square feet. Lease rate: \$17.00/SF. Contact Lora Johnstone at 232-8670 or lora@ringt.com.

**Downtown Greenville** - 5,651 SF of high-end office space for lease. Located at 301 Rutherford Street less than 1 mile from Main Street. Free parking and signage available. \$13/SF NNN. Contact Shelby Dodson at 864-527-6022 or Shelby.dodson@cbre.com.

**Office space for lease** – 25 Mills Ave. There are one (1) to five (5) offices available of all different sizes. One is very large and has a private bathroom with shower. There is a shared reception area, break room. Use of large conference room can be scheduled. Available short term or with

longer lease. Includes utilities (except phone) and internet. Adequate parking on site. Can be furnished or unfurnished your choice. Rent begins at \$450. Owner occupies 3 offices. For information please call Linda McKenzie 864-272-2270 or text 864-918-4384 or email lmckenzie@bmbfirm.com

**Conference Room Rental** - Are you looking for an oversized conference room for a Deposition, Settlement conference, Corporate or Client meeting or 4-6 seat breakout rooms? Available for rent by half or full day. See our rooms at: <http://upstatedmediation.com/what-we-do/other-services/>. Contact Upstate Mediation Center at (864) 370-9771 or coordinator@upstatedmediation.com.

**Office Space Available** – Excellent location for attorney office at 607 NE MAIN STREET, SIMPSONVILLE. 1,231 square foot brick building with reception area, 5 offices, kitchen, with adjacent parking. \$1,250 per month plus utilities. Call 864-288-6616.

**Office space available on Pettigru Street.** One or two offices available in a shared space with other attorneys. Please contact Jamie DeMint at (864) 214-0161 for details.

## Office furniture for sale

Please call or email for more pictures and information.

Three desks available and two wardrobe cabinets. Large and small filing cabinets and office chairs available as well. Will separate if you are just interested in one item. Stephanie 864-370-1550 or [stephanie@mccallenv.com](mailto:stephanie@mccallenv.com)

